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October 25, 2004

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PO Box 1450  
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**Art Unit 1639**

Re: U.S. Utility Patent Application  
Application No. 09/818,991; Filed: March 28, 2001  
For: **Methods of Directly Selecting Cells Expressing Inserts of Interest**  
Inventors: ZAUDERER *et al.*  
Our Ref: 1821.0050004/EKS/HCC/T-M

Sir:

Transmitted herewith for appropriate action are the following documents:

1. First Supplemental Information Disclosure Statement;
2. One page of Form PTO-1449 citing document AD2;
3. A copy of document AD2; and
4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents  
October 25, 2004  
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

A handwritten signature in black ink, appearing to read "Tracy L. Muller", is written over the printed name.

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EKS/T-M/nef  
Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



in re application of:

Zauderer *et al.*

Appl. No.: 09/818,991

Filed: March 28, 2001

For: **Methods of Directly Selecting  
Cells Expressing Inserts of  
Interest**

Confirmation No.: 9763

Art Unit: 1639

Examiner: Ponnaluri, P.

Atty. Docket: 1821.0050004/EKS/HCC/T-M

**First Supplemental Information Disclosure Statement**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450  
Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. A copy of each document is provided.

The numbering on this First Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Information Disclosure Statement filed October 18, 2004, in connection with the above-captioned application.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached Form PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

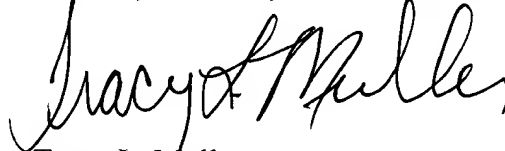
This Information Disclosure Statement is being filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed Form PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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FORM PTO-1449

**FIRST SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT**

ATTY. DOCKET NO.  
1821.0050004/EKS/HCC/T-M

APPLICATION NO.  
09/818,991

APPLICANT(S)  
Zauderer *et al.*

FILING DATE  
March 28, 2001

ART UNIT  
1639

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA						
	AB						
	AC						
	AD2	2002/0110543	08/15/2002	Chiocca <i>et al.</i>			01/04/2002
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL						Yes No
	AM						Yes No
	AN						Yes No
	AO						Yes No
	AP						Yes No

**OTHER (Including Author, Title, Date, Pertinent Pages, etc.)**

	AR		
	AS		
	AT		

EXAMINER \_\_\_\_\_ DATE CONSIDERED \_\_\_\_\_

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.